IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.13788 of 2006

Dated: 21st July, 2006

Between:

Nimmala Satyanarayana & another.

.. Petitioners

and

The Agricultural Market Committee, Suryapet, Nalgonda district, rep. by its Secretary & another.

.. Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.13788 of 2006

ORDER:

This writ petition is filed seeking a Mandamus declaring the action of the respondents in not issuing Commission Agent licenses in their favour to carry on business at Agricultural Market Yard, Suryapet as illegal, arbitrary and contrary to the provisions of Act 16 of 1966 and consequently direct the respondents to issue commission agent

licenses in favour of petitioners.

It is the case of the petitioners that they have been carrying on the business in Nalgonda district particularly in Suryapet for the last several years. They submitted application dated 25.3.2006 to the first respondent for grant of commission agent licence for the year 2006-2007 by enclosing all the required documents therefor such as National Savings Certificate etc. However, when the same was brought to the notice of second respondent, the second respondent addressed a letter dated 16.6.2006 requesting the first respondent to reject all the pending applications relating to grant of commission agent licences. Hence the writ petition.

The learned counsel for respondents Mr.V.V.Narayana Rao, on instructions, submits that though the petitioners submitted application for grant of commission agent licence, they have not fulfilled the conditions stipulated under Rules 65 to 67 of A.P. Market Committee Rules.

The learned counsel for petitioners submits that the said Rules contemplate storage facility and safety measures to be taken therefor. According to the learned counsel once the licence is granted, the market

committee will itself allot space available in the market yard and, in case, there is no accommodation, the petitioner can go for private accommodation elsewhere.

In view of the above, without expressing any opinion on merits, the first respondent is directed to take up the application filed by the petitioners. If there are any deficiencies in the said application, the same may be intimated to the petitioners for compliance within a

particular period. The petitioners shall comply with all the conditions and on such compliance, the respondents shall consider the case of the petitioners for grant of licence as per law, within a period of four weeks from the date of receipt of a copy of this order.

With the above direction, thee writ petition is disposed of. No order as to costs.

C.V.RAMULU,
J

Date: 21.7.2006

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THE HON'BLE SRI JUSTICE C.V.RAMULU

21.7.2006